IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1079 OF 2006
IN
APPEAL NO.1074 OF 1997
FROM
NOTICE OF MOTION NO.1794 OF 1995
IN
SUIT NO.2227 OF 1995

Chetna Zarda Company .. Appellants
V/s
Britania Industries Ltd. .. Respondents

Mr.U.J. Makhija i/by Ms.Preeti Shah for Appellants.
Ms.Dipti Raja i/by Dhru & Co. for the Respondents.

CORAM: DR.S.RADHAKRISHNAN &
S.J.VAZIFDAR, JJ.

DATE : 05.05.2006.

P.C.:

1. Heard the learned Counsel for the parties. On 27th March, 2006 none had appeard and therefore Appeal was dismissed in default. Now it has come to our notice that one of us (S.J.Vazifdar, J.) would not have preferred to hear the Appeal. In view thereof, the order of dismissal of Appeal stands recalled. Automatically the interim relief dated 17th November, 1997 continues.

(DR.S.RADHAKRISHNAN, J.)

(S.J.VAZIFDAR, J.)